



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Dodla

Serial No.: 09/473,763

Filed: December 29, 1999

For: **BROADCAST SHORT MESSAGE
SERVICE**

Attorney's Docket No. 4015-1050

Examiner
Iqbal, Khawar
Art Unit 2684

Raleigh, North Carolina
March 11, 2002

Box Non Fee Amendment
Commissioner for Patents
Washington, D.C. 20231

RECEIVED
MAR 22 2002
Technology Center 2600
COPY OF PAPERS
ORIGINALLY FILED
2684

REMARKS

In response to the Office Action of December 13, 2001, Applicant submits the following remarks. If any fees for the Response are required, Applicant submits that this be considered a Petition therefore, and the Commissioner is hereby authorized to charge Deposit Account 18-1167.

Applicant claims a short message delivery system for use in a wireless communication system that transmits a short message to a plurality of users substantially simultaneously. In the context of Applicant's claims, "substantially simultaneously" means that the short message is transmitted by the transceiver to a plurality of selected users at the same time, but may reach the different users at various times due to propagation delay and other factors. Applicant clearly supports this definition of "substantially simultaneously" throughout the specification, and directs the Examiner's attention to page 6, lines 12-4, which reads: "...the mobility server 40 then passes the formatted data to the transceiver 50, which then simultaneously transmits the short message to all of the selected mobile communication units 26a." Thus, the transceiver does not